

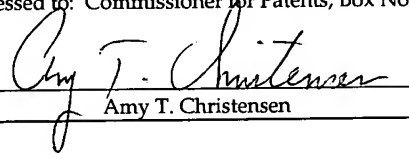


1652
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rajiv Shah, et al. Examiner: Yong D. Pak
Serial No.: 10/035,918 Group Art Unit: 1652
Filed: 12/28/2001 Docket: 047711-0293
Title: METHOD FOR FORMULATING A GLUCOSE OXIDASE ENZYME WITH A
DESIRED PROPERTY OR PROPERTIES AND A GLUCOSE OXIDASE ENZYME
WITH THE DESIRED PROPERTY

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Box Non-Fee Amendment, Washington, D.C. 20231 on April 10, 2003.

By: 
Amy T. Christensen

Commissioner for Patents
Box Non-Fee Amendment
Washington, D.C. 20231

Sir:

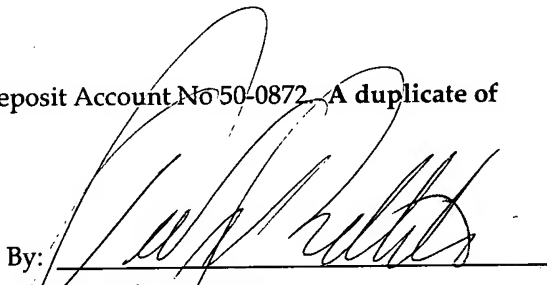
We are transmitting herewith the attached:

- ☒ Transmittal Sheet with Certificate of Mailing thereon (in duplicate)
- ☒ Amendment Transmittal (2 pages - in duplicate)
- ☒ Response to Restriction Requirement
- ☒ Return postcard

Please charge any fees associated with this transmittal to Deposit Account No 50-0872. A duplicate of this sheet is enclosed.

Date: April 10, 2003

FOLEY & LARDNER
2029 Century Park East
35th Floor
Los Angeles, CA 90067-3021
1-310-277-2223 Office
1-310-557-8475 Fax

By: 
Name: Ted Rittmaster
Reg. No.: 32,933
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Atty. Dkt. No. 047711-0293

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: Rajiv Shah et al.

Title: METHOD FOR FORMULATING A
GLUCOSE OXIDASE ENZYME
WITH A DESIRED PROPERTY OR
PROPERTIES AND GLUCOSE
OXIDASE ENZYME WITH THE
DESIRED PROPERTY

Appl. No.: 10/035,918

Filing Date: 12/28/2001

Examiner: Yong D. Pak

Art Unit: 1652

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.</p> <p>Amy T. Christensen (Printed Name)</p> <p><i>Amy T. Christensen</i> (Signature)</p> <p>April 10, 2003 (Date of Deposit)</p>
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AMENDMENT TRANSMITTAL

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

Sir:

Transmitted herewith is a Response to Restriction Requirement in the above-identified application.

- [] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- [] Small Entity statement is enclosed.
- [X] The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	24	43	0	x \$18.00	\$0.00
Independents:	1	3	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$0.00

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$410.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$930.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:			\$0.00
CLAIMS AND EXTENSION FEE TOTAL:			\$0.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$0.00

- ☐ Please charge Deposit Account No. 50-0872 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.
- ☐ A check in the amount of \$0.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date

April 10, 2003

FOLEY & LARDNER
Customer Number: 23392



23392

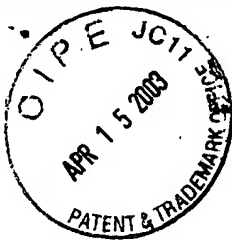
PATENT TRADEMARK OFFICE

Telephone: (310) 975-7963
Facsimile: (310) 557-8475

Respectfully submitted,

By

Ted R. Rittmaster
Attorney for Applicant
Registration No. 32,933



Atty. Dkt. No. 047711-0293

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rajiv Shah et al.

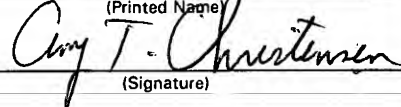
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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

Sir:

In reply to the Office Action dated March 10, 2003, please consider the following remarks.

REMARKS

Claims 1-43 are pending in the application. In the Office Action dated March 10, 2003, the Examiner has required restriction between Claims 1-24 (Group I), drawn to a method for formulating an enzyme comprising: creating at least one mutated glucose oxidase gene, introducing each mutated glucose oxidase gene into separate expression vectors and screening the colonies for desirable properties; Claims 25 and 43, (Group II), drawn to an oxidase gene; and Claims 26-42 (Group III), drawn to a method for formulating an enzyme comprising obtaining an organism with a glucose oxidase gene, altering the environment and screening for the enzyme. In response, Applicant hereby provisionally elects the invention of Group I, Claims 1-24, for examination, with traverse.